S.B. Cr. Bail Application No. 4239/2007
(Om Prakash Vs. State of Rajasthan)

Date of order : 03.09.2007

HON'BLE MR.H.R.PANWAR,J.

Mr. M.S.Rathore for the petitioner.
Mr. V.R.Mehta, P.P.
Mr. N.S.Bhati for the complainant.

Heard learned counsel for the petitioner and public prosecutor for the State assisted by counsel for the complainant. Perused the order impugned.

It is contended by learned counsel for the petitioner that the petitioner is husband of the deceased but there is no allegation against him.

Learned public prosecutor and the counsel appearing for the complainant submit that the bail applications filed by Smt. Suwa and Heera Ram who are parents-in-law of the deceased have already been dismissed by this Court vide orders dated 24.8.2007 and 10.8.2007 respectively. They have also invited my attention to the statement of one Bijaram.

Having considered the statement of Bijaram, in my view, at this stage, it is not a fit case to release the petitioner on bail. The bail application filed by the petitioner under Section 439 Cr.P.C. is therefore, dismissed. However, it will be open for the petitioner to file a fresh bail application after the statements of Bijaram, Tulsi and Mangilal are recorded by the trial court.

(H.R.PANWAR), J.

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